

HOUSE BILL 622

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2lr1838
CF SB 60

By: **Delegates Wilson, Anderson, Bohanan, Conaway, DeBoy, Holmes, Jameson, Oaks, Tarrant, V. Turner, Valentino-Smith, Vaughn, and Wood**

Introduced and read first time: February 6, 2012

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Knowingly Transferring the HIV Virus to Another**
3 **Individual – Felony**

4 FOR the purpose of altering the classification of the crime of knowingly transferring or
5 attempting to transfer the human immunodeficiency virus (HIV) to another
6 individual from a misdemeanor to a felony; increasing the maximum penalty for
7 the crime of knowingly transferring or attempting to transfer HIV to another
8 individual; and generally relating to the knowing transfer of the human
9 immunodeficiency virus.

10 BY repealing and reenacting, with amendments,
11 Article – Health – General
12 Section 18–601.1
13 Annotated Code of Maryland
14 (2009 Replacement Volume and 2011 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article – Health – General**

18 18–601.1.

19 (a) An individual who has the human immunodeficiency virus may not
20 knowingly transfer or attempt to transfer the human immunodeficiency virus to
21 another individual.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) A person who violates the provisions of this section is guilty of a
2 [misdemeanor] **FELONY** and on conviction is subject to a fine not exceeding [**\$2,500**]
3 **\$10,000** or imprisonment not exceeding [**3**] **25** years or both.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2012.